

second certificate of service. The motion's certificate of conference should have stated that counsel for Defendant had attempted to confer by letter, filed the motion in accordance with the Court's deadline, and believed Plaintiff was opposed to the motion at the time of its filing.

3. Since filing the motion, Defendant's counsel has now had a call with Plaintiff's counsel. Based on the call, counsel for Defendant believes the issues raised in Defendant's motion may ultimately be resolved. Given the Court's deadline to file motions to compel discovery, however, Defendant is not in a position to withdraw its motion until an agreement with Plaintiff can be solidified. Accordingly, Defendant files this amended motion to correct and update its certificate of conference. Defendant will immediately advise the Court if an agreement resolving the issues raised in the motion is reached.

4. Based on its original Motion to Compel Plaintiff to Respond to Discovery Requests and this amendment, Defendant requests a ruling on Plaintiff's objections to Defendant's Interrogatory Nos. 10, 17 and 18, and Request for Production Nos. 17, 18, 24, 25, 42, 43, 44, 45 and 51, and an order compelling Plaintiff to respond fully and adequately to each, and any other proper relief to which Defendant may be entitled.

Dated: November 12, 2019.

Respectfully submitted,

/s/ Michael D. Hudlow, Jr.

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CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of November, 2019, a true and correct copy of the foregoing document was served on all counsel of record via electronic mail pursuant to the Federal Rules of Civil Procedure as follows:

CM/ECF E-Service

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COUNSEL FOR PLAINTIFF

/s/ Michael D. Hudlow, Jr.
Michael D. Hudlow, Jr.

CERTIFICATE OF CONFERENCE

I certify that on November 8, 2019, counsel for Defendant sent a letter in an attempt to confer about the issues raised in this motion. On November 11, 2019, not having heard back from Plaintiff's counsel, Defendant's counsel filed this motion in compliance with the Court's deadline to do so; the motion was filed with the belief that Plaintiff opposed it. On November 12, 2019, I conferred with counsel for Plaintiff, attorney Jay D. Ellwanger, via telephone conference regarding the subject of this motion in an effort to resolve these issues. As of the filing of this amendment, the parties have not confirmed an agreement.

/s/ Michael D. Hudlow, Jr.
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